

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

CLYDE BENNETT, JR., WILBUR §
CHARLES BENNETT, §
§

Plaintiffs, §
§

v. §
§

STEVEN G. MCCARTER, WALTER E. §
PEARCE, §
§

CIVIL ACTION NO. 2:19-CV-00404-JRG

Defendants. §
§

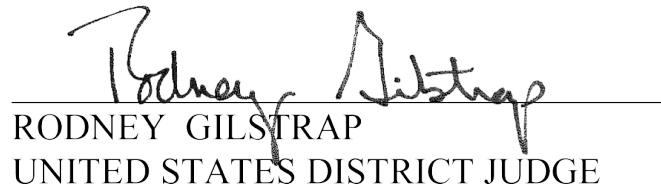
ORDER

Before the Court is Defendant McCarter’s Motion for Voluntary Dismissal of Original Cross-Claim for Contribution Against Defendant Walter E. Pearce (the “Motion”). (Dkt. No. 28.) In the Motion, Defendant Steven G. McCarter (“McCarter”) moves for voluntary dismissal of his cross-claim against Defendant Walter E. Pearce (“Pearce”). Having considered the Motion, the Court is of the opinion that it should be and hereby is **GRANTED**. It is therefore **ORDERED** that McCarter’s cross-claim against Pearce is **DISMISSED WITHOUT PREJUDICE**.

In light of the foregoing, Defendant Walter E. Pearce’s Rule 12(b)(6) Motion to Dismiss Defendant Steven G. McCarter’s Cross-Claim and Brief in Support Thereof (the “Motion to Dismiss”) is hereby **DENIED AS MOOT**. (Dkt. No. 16.)

So Ordered this

Jul 26, 2020


RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE